

MINUTES
VERNON TOWN COUNCIL REGULAR MEETING
TOWN HALL - 14 PARK PLACE - 3rd Floor
VERNON, CONNECTICUT

April 2, 2013 -7:30PM

Mayor George Apel called the meeting to order at 7:30 PM

A) PLEDGE OF ALLEGIANCE:

B) ROLL CALL:

Present: Council Members Bill Campbell, Thomas DiDio, Virginia Gingras, Julie Clay, John Kopec, Brian Motola, Steven Peterson Daniel Sullivan, Adam Weissberger, and Michael Winkler

Absent: Council Member Marie Herbst, and Thomasina Russell

Entered During Meeting:

Also Present: Mayor George Apel, Town Administrator John Ward, Recording Secretary Danielle Forand

C) CITIZEN'S FORUM

None

Citizen's forum closed at 7:31PM

D.) EXECUTIVE SESSION

Moved to N) Discussion of additional Items and informational Items.

E.) PUBLIC HEARING

None.

F.) PRESENTATIONS BY THE ADMINISTRATION

Mayor George F. Apel to make a presentation to the Town Council on various topics.

G.) CONSENT AGENDA ITEMS

Council Member Motola, seconded by Council Member Weissberger made a motion to approve the consent agenda item # 1 as presented. Council Member Motola pulled consent agenda item # 2 for discussion. Motion carried unanimously to approve the consent agenda item # 1 as presented. Motion carried unanimously.

- C 1. Request for Tax Refunds for Current Year.** (A copy of a memorandum from Terry Hjarne, Collector of Revenue, to John D. Ward, Town Administrator March 11, 2013 is included in the Council packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES SEVEN (7) OVERPAYMENTS FOR CURRENT YEAR TAXES IN THE AMOUNT OF \$4,125.50 AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED MARCH 25, 2013.

RECEIVED
VERNON TOWN CLERK
13 APR - 9 AM 11:29

H.) **DISCUSSION OF PULLED CONSENT AGENDA ITEMS**

- C 2.** **Request the Town Council approve Mayor George F. Apel's appointment of Allan A. Newton, (U), 143 Troutstream Drive, Vernon, Connecticut as a regular member of the Vernon Area Cable Television Advisory Council, said term to commence on April 3, 2013 and expires June 30, 2013.** (A copy of Mr. Newton's resume is included for Council review)

PROPOSED MOTION:

PURSUANT TO CONNECTICUT GENERAL STATUTE 16-333-25 AND 26 "APPOINTMENT OF ADVISORY COUNCIL MEMBERS" AND "TERM OF ADVISORY COUNCIL MEMBERS", THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF ALLAN A. NEWTON, (U), 143 TROUTSTREAM DRIVE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE VERNON AREA CABLE TELEVISION ADVISORY COUNCIL, SAID TERM TO COMMENCE ON APRIL 3, 2013 AND EXPIRES JUNE 30, 2013.

Council Member Motola, seconded by Council Member Weissberger made a motion to approve the appointment of Allan A. Newton as a regular member of the Vernon Area Cable Television Advisory Council, said term to commence on April 3, 2013 and expires on June 30, 2013. Motion carried unanimously.

- I.) **PENDING BUSINESS**
None

- J.) **NEW BUSINESS**

- 1. Request the Town Council approve the appointment of the new auditing firm for fiscal year ending June 30, 2013.** (See memorandum dated April 1, 2013 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator regarding same.)

PROPOSED RESOLUTION:

RESOLVED, THE VERNON TOWN COUNCIL HEREBY APPOINTS THE FIRM OF Cohn Reznick LLP AS AUDITORS TO AUDIT THE BOOKS AND ACCOUNTS OF THE TOWN OF VERNON FOR FISCAL YEAR ENDING JUNE 30, 2013; AND TO AUTHORIZE THE TOWN ADMINISTRATION TO EXECUTE CONTRACT #1027 IN THE AMOUNT OF \$54,900 FOR THE FISCAL YEAR 2013 AUDIT.

Council Member Motola, seconded by Council Member Weissberger made a motion to approve the appointment of the new auditing firm for fiscal year ending June 30, 2013. Motion carried unanimously.

2. **Request the Town Council approve the ASL (Automated Side Loader) Operator job description as recommended by Assistant Town Administrator Dawn Maselek.** (A copy of the new job description is included for Council review.)

PROPOSED MOTION

THE TOWN COUNCIL CONSISTENT WITH THE TOWN OF VERNON PERSONNEL RULES AND REGULATIONS, SECTION 4.1 (B) ENTITLED "JOB DESCRIPTIONS", HEREBY ADOPTS THE JOB DESCRIPTION OF **ASL OPERATOR** AS PRESENTED.

Council Member Motola, seconded by Council Member Weissberger made a motion to approve the ASL Operator job description. Assistant Town Administrator Dawn Maselek was present to answer any questions. Motion carried unanimously.

3. **Request the Town Council accept the distribution to the Town of Vernon as set forth in the Russell G. Hartmann Charitable Remainder Trust.** (See memorandum from Harold R. Cummings, Town Attorney to Mayor George F. Apel dated March 26, 2013).

PROPOSED RESOLUTION

BE IT RESOLVED THAT THE TOWN COUNCIL AUTHORIZES MAYOR GEORGE F. APEL, OR HIS DESIGNEE, ON BEHALF OF THE TOWN OF VERNON, TO ACCEPT THE DISTRIBUTION TO THE TOWN OF VERNON, AS SET FORTH IN THE RUSSELL G. HARTMANN CHARITABLE REMAINDER TRUST DATED DECEMBER 24, 1996, THROUGH THE SUBSTITUTION OF CHARITABLE BENEFICIARIES DATED JANUARY 4, 2010, WITH THE UNDERSTANDING THAT SAID DISTRIBUTION FROM SAID TRUST WILL BE EXCLUSIVELY UTILIZED FOR THE CONSTRUCTION OF A PAVILION AT HENRY PARK TO BE KNOWN AS "RUSSELL G. HARTMANN PAVILION", AND, THAT HE BE AUTHORIZED TO EXECUTE, ON BEHALF OF THE TOWN OF VERNON, THE PROPOSED RECEIPT, RELEASE, REFUNDING AND INDEMNIFICATION AGREEMENT AND WAIVER OF ACCOUNTING, AND SUCH OTHER RELATED DOCUMENTS AS MAY BE REQUIRED.

Council Member Motola, seconded by Council Member Weissberger made a motion to accept the distribution of the Town Of Vernon as set forth in the Russell G. Hartmann Charitable Remainder Trust. Town Attorney Hal Cummings was present to answer any questions. Discussion took place. Motion carried unanimously.

4. **Request the Town Council approve the Second Modification of the Intermunicipal Sewer Agreement between the Town of Vernon and the Vernon WPCA and Town of Ellington and the Ellington WPCA.** (See the memorandum from Mayor George F. Apel to the Vernon Town Council dated March 13, 2013.)

PROPOSED MOTION

MAYOR GEORGE F. APEL IS HEREBY AUTHORIZED TO SIGN THE SECOND MODIFICATION OF THE INTERMUNICIPAL SEWER AGREEMENT BETWEEN THE TOWN OF VERNON AND THE VERNON WPCA AND TOWN OF ELLINGTON AND THE ELLINGTON WPCA DATED JULY 1, 2003, AS MODIFIED JULY 27, 2005, AND AS FURTHER MODIFIED APRIL 2, 2013 AS PRESENTED.

Council Member Motola, seconded by Council Member Weissberger made a motion to approve the Second Modification of the Intermunicipal Sewer Agreement between the Town of Vernon and the Vernon WPCA and Town of Ellington and the Ellington WPCA. Town Attorney Hal Cummings, Director of WPCA, Dave Ignatowicz and Finance Director Jim Luddecke were present to answer any questions. Discussion took place. Motion carried unanimously.

- K.) **INTRODUCTION OF ORDINANCES**
- L.) **ACTION ON ORDINANCES PREVIOUSLY PRESENTED**
- M.) **IDENTIFICATION/ADOPTION OF ADDITIONAL AGENDA ITEMS**
- N.) **DISCUSSION OF ADDITIONAL ITEMS AND INFORMATIONAL ITEMS**

EXECUTIVE SESSION

Council Member Motola, seconded by Council Member Weissberger made the following motion to go into executive session.

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES §1-200(6) (B) HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS LABOR NEGOTIATIONS REGARDING THE DPW CLERICALS UNION, AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR, AND DAWN MASELEK, ASSISTANT TOWN ADMINISTRATOR.

Motion carried unanimously.

Council Member Motola, seconded by Council Member Weissberger made the following motion:
Motion:

THE TOWN COUNCIL HEREBY AUTHORIZES MAYOR GEORGE F. APEL TO ENTER INTO THE NEGOTIATED COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWN OF VERNON AND THE DEPARTMENT OF PUBLIC WORKS CLERICALS, REPRESENTED BY THE AMERICAN FEDERATEION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, LOCAL 1303-401 OF COUNCIL 4, AFL-CIO, IN EFFECT JULY 1, 2012 THROUGH JUNE 30, 2016, ON THE TERMS AND CONDITIONS PRESENTED.

Motion carried unanimously.

O.) **ADOPTION OF MINUTES**

Council Member Motola, seconded by Council Member Weissberger made a motion to waive the reading of and approve the minutes of the March 19, 2013 regular Town Council meeting. Motion carried unanimously.

P.) **INFORMATIONAL ITEMS**

1. Monthly Activity Report for February 2013, Vernon Police Department, as provided by Captain Steven Clark.

Adjourn (8:05 PM)

Council Member Weissberger, seconded by Council Member Motola made a motion to adjourn. Motion carried unanimously.

Received:

Approved:

Respectfully Submitted,

Danielle Forand
Recording Secretary